

IN THE CIVIL DISTRICT COURT
OF THE FIFTEENTH JUDICIAL DISTRICT
IN AND FOR THE PARISH OF LAFAYETTE
STATE OF LOUISIANA

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KYLE MARCEAUX

VERSUS

CIVIL DOCKET NO.

LAFAYETTE PARISH
CONSOLIDATED GOVERNMENT

20122899

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The above-entitled case came up as a
Rule at the Lafayette Parish Courthouse,
Lafayette, Louisiana, before the
Honorable Judge, Kristian J. Earles,
on Tuesday, May 29, 2012.

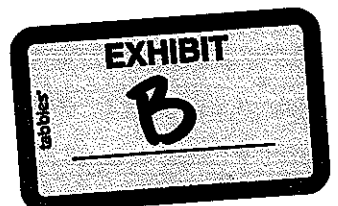
APPEARANCES:

FOR THE PLAINTIFF:

Mr. Stephen Spring
Attorney at Law
733 East Airport Avenue, Suite 104
Baton Rouge, Louisiana 70806

FOR THE DEFENDANT:

Mr. Michael Corry
Attorney at Law
413 Travis Street
Lafayette, Louisiana 70503



1 investigate. Obviously, Major Alfred
2 takes that to heart, as he stated, because
3 it was a public forum. Every officer has
4 a right to make a complaint with the Civil
5 Service Board on retaliation. And with
6 respect to that, Chief Craft issued - this
7 was from Kane Marceaux who was the one
8 that made the complaint the day before.
9 Chief Craft sent him an email indicating
10 he had violated policy. Not Kane Marceaux
11 but Chief Craft. So it certainly seems to
12 me it's relevant in terms of how they take
13 a threat. And this is a man that's in
14 charge of the department making those
15 kinds of statements, Judge. It's how they
16 perceive it.

17 **BY THE COURT:**

18 So, at this point you have no
19 additional evidence of any other threats
20 other than what you allege was made on
21 this CD?

22 **BY MR. SPRING:**

23 With respect to the TRO, yes. But we
24 also have evidence with respect to
25 reprisals and retaliation. We filed
26 supplemental -- (interrupted)

27 **BY THE COURT:**

28 I understand that. That's part of
29 the ongoing lawsuit. But as far as for
30 the TRO, I am going to grant your Motion
31 to Dismiss the TRO and everything else
32 will follow, first of all, through Civil

1 Service and then through appeals and then
2 through this suit.

3 BY MR. CORRY:

4 At plaintiff's cost?

5 BY THE COURT:

6 At plaintiff's cost.

7 BY MR. CORRY:

8 Thank you, Judge. I'll prepare a
9 judgement and circulate it to Mr. Spring.

10 BY THE COURT:

11 And it just may be said for the
12 record that I didn't find anything here
13 that would be considered a threat to
14 anybody in the department.

15 BY MR. CORRY:

16 Thank you, Judge.

17 BY MR. SPRING:

18 Your Honor, we would respectfully
19 object for the record. Thank you.

20 BY THE COURT:

21 I understand.

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23 THE PROCEEDINGS IN THIS MATTER WERE CONCLUDED.

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C E R T I F I C A T E

STATE OF LOUISIANA
PARISH OF LAFAYETTE

I, Kathleen D. Mathews, C.C.R., do hereby
certify that I am a duly appointed, qualified, and
acting Official Court Reporter for the Fifteenth
Judicial District Court in and for the Parishes of
Acadia, Lafayette, Vermillion, the State of
Louisiana.

I further certify that the foregoing thirty
(30) pages is a true and correct transcript of the
proceedings entered into the record, held in the
captioned cause and that said transcript is a true
and correct transcription of my stenographic notes
then and there taken.



Kathleen D Mathews

KATHLEEN D. MATHEWS, C.C.R.

Official Court Reporter